

10-15-01

CPA #27067  
10/23/01

# CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Large Entity)

Docket No.

EN998073

OCT 12 2001

Submit an original, and a duplicate for fee processing.

(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))

☒ **DUPLICATE** (Check box if applicable)

First Named Inventor

Examiner

Group/Art Unit

Greenfield et al.

Lee, R.

2613

## Address to:

Assistant Commissioner for Patents

Box CPA

Washington, D.C. 20231

This is a request for filing a ☒ continuation, or ☐ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number 09/186,584 filed on 11/05/98 and entitled:

**ON-CHIP DYNAMIC BUFFER LEVEL INDICATORS FOR DIGITAL VIDEO ENCODER**

1. ☒ Enter the unentered amendment previously filed on September 13, 2001 under 37 CFR 1.116 in the prior nonprovisional application.

2. ☐ A preliminary amendment is enclosed.

3. ☐ This application is being filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).

a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

10/17/2001 KVVUDXB1 00000003 090457 09186584

01 P:131 740.00 CH  
02 P:103 270.00 CH  
03 P:102 84.00 CH

b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

4. ☐ A new power of attorney or authorization of agent is enclosed.

5. ☐ An Information Disclosure Statement (IDS) is enclosed:

a. ☐ PTO-1449

b. ☐ Copies of IDS Citations

6. ☒ The fee for this application is calculated as follows:

**CLAIMS AS FILED**

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	35	- 20 =	15	x \$18.00	\$270.00
Indep. Claims	4	- 3 =	1	x \$84.00	\$84.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
BASIC FEE					\$740.00
TOTAL FILING FEE					\$1,094.00

RECEIVED  
OCT 19 2001  
Technology Center 2600

**CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Large Entity)**  
**(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))**

7. ☒ The Commissioner is hereby authorized to credit overpayments or charge the following fees to  
Deposit Account No. **09-0457 (IBM)**

- ☒ fees required under 37 C.F.R. 1.16.
- ☒ fees required under 37 C.F.R. 1.17.
- ☐ fees required under 37 C.F.R. 1.18.

8. ☐ A check in the amount of \_\_\_\_\_ is enclosed.

9. ☒ Also enclosed:

- (1) **Certificate of Mailing by Express Mail; and**
- (2) **One (1) Acknowledgement Postcard**

10. ☐ The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below:

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL (Large Entity)  
(Only for Continuation or Divisional Applications Under 37 CFR 1.53(d))

**NOTES**

**Submit an original, and a duplicate for fee processing.**

**FILING QUALIFICATIONS:** The prior application must be a nonprovisional application that is either: (1) complete as defined by 37 C.F.R. 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 USC 154(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.

**C-I-P NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. 1.53(d), but must be filed under 37 C.F.R. 1.53(b).

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. 1.53(b) must be used to file a continuation, divisional or continuation-in-part of an application that is not to be abandoned.

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the Applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or application in the file jacket.

**35 U.S.C. 120 STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 C.F.R. 1.78(a).

Dated: October/2, 2001

  
Signature

Kevin P. Radigan

Typed or printed name

31,789

Registration Number (if applicable)

- ☐ Inventor(s)  
☐ Assignee of complete interest  
☒ Attorney or agent of record

cc:

TYPE JC  
OCT 12 2001

**CERTIFICATE OF MAILING BY "EXPRESS MAIL"**

In Re Application of: Greenfield et al.

Serial No.: 09/186,584

Filing Date: 11/05/98

Title:: ON-CHIP DYNAMIC BUFFER LEVEL INDICATORS FOR DIGITAL  
VIDEO ENCODER

Attorney Docket No.: EN998073 (Our Ref. No. 0827.040)

"EXPRESS MAIL" MAILING LABEL NO. EL902207807US

Date of Deposit October 12, 2001

I hereby certify that this paper is being deposited  
with the U.S. Postal Service "Express Mail Post Office  
to Addressee" service under 37 CFR 1.10 on the date  
indicated above and addressed to:

BOX CPA  
ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

ROSALIND O. SPILLER

(Typed or printed name of person mailing paper or fee)

Rosalind O. Spiller

(Signature of person mailing paper or fee)

- \* Continued Prosecution Application (CPA) Request Transmittal  
(Large Entity) (3 pages) (in duplicate);
- \* One (1) Acknowledgment Postcard

RECEIVED  
OCT 19 2001  
Technology Center 2600